

No. 12315-1Lab-70/37686.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of M/s Northern India Plywood, Faridabad :—

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, LABOUR COURT, HARYANA, ROHTAK

Reference No. 118 of 1970

between

THE WORKMAN SHRI AVTAR SINGH AND THE MANAGEMENT OF M/S NORTHERN INDIA PLYWOOD, FARIDABAD

Present :—

Shri H. L. Kapoor, for the workman.

Shri O. P. Chaudhry, for the management.

AWARD

Shri Avtar Singh was in the service of M/s Northern India Plywood, Faridabad. His services were terminated and this gave rise to an industrial dispute. Accordingly the Governor of Haryana, in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 referred the following dispute for adjudication,—*vide* Gazette notification No. ID/FD/259-A/16505, dated 13th June, 1970.

This reference has been transferred to this Court for adjudication,—*vide* Gazette Notification No. 6091-E-Lab-70/22387, dated 31st July, 1970. On receipt of the transfer orders my learned predecessor Shri O. P. Sharma ordered that usual notices be issued to the parties, Shri Janak Raj was present on behalf of the management on 2nd September, 1970 and 12th October, 1970 and the case was adjourned to 9th November, 1970, for framing of the issues. On the date fixed no body appeared on behalf of the management. Accordingly my learned predecessor ordered the workman to produce *ex parte* evidence. On the date fixed the workman did not appear. Shri O. P. Chaudhry was present on behalf of the management and stated that a compromise has been effected between the parties and the workman has received a sum of Rs. 425/- in full and final settlement of his claim and has given a writing, Ex.M.1. Shri O. P. Chaudhry also proved the voucher, Ex.M.2, by which the workman has acknowledged the receipt of Rs. 425/-. The representative of the workman Sh. H. L. Kapoor stated that the workman had some other work and for this reason he could not appear. There is no sufficient ground for not producing any evidence. Since the workman has not produced any evidence to prove that the termination of services was not justified and in view of the statement of the representative of the management that the workman has settled his case, I hold that the workman is not entitled to any further relief. I give my award accordingly. No order as to costs.

P. N. THUKRAL,

Presiding Officer,
Labour Court, Haryana, Rohtak
(Camp, Faridabad).

Dated 11th December, 1970.

No. 1351, dated the 15th December, 1970

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

P. N. THUKRAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 12312-1Lab-70/37688.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of M/s Italia Engineering Works, Railway Road, Gurgaon :—

BEFORE SHRI P. N. THUKRAL, PRESIDING OFFICER, LABOUR COURT, HARYANA,
ROHTAK

Reference No. 23 of 1970

between

THE WORKMAN THROUGH GENERAL SECRETARY, ENGINEERING MAZDOOR UNION
(REGD.), RAILWAY ROAD, GURGAON CANTT, AND THE MANAGEMENT OF M/S
INDIA ENGINEERING WORKS, RAILWAY ROAD, GURGAON

Present :

Shri C. B. Kausik, for the workmen
Nemo, for the management.

AWARD

Shri Deegh Ram was in the service of M/s India Engg. Works, Railway Road, Gurgaon. His services were terminated and this gave rise to an industrial dispute. According to the Governor of Haryana in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, referred the following dispute for adjudication,—*vide* Gazette Notification No. ID/GG/29-A/68/27271, dated the 30th October, 1968

"Whether the termination of services of Shri Deegh Ram was justified and in order? If not, to what relief is he entitled?

The case has been received by transfer to this Court for adjudication,—*vide* Gazette Notification No. 6091-E-Lab-70/22387, dated 31st July, 1970 and my learned predecessor Shri O. P. Sharma, issued fresh notice to the parties. The management did not accept the notice and my learned predecessor,—*vide* his order dated 21st October, 1970, directed the workman to produce *ex parte* evidence in support of his case. The workman Sh. Deegh Ram has appeared as his own witness in support of his case. He has stated that he joined the respondent factory as a Fitter at Rs. 105 P. M. on 25th February, 1967 and the management terminated his services on 5th July, 1968 without giving him any charge-sheet or holding any enquiry. The workman says that his work was quite satisfactory and after his services were terminated he has not been able to get any other service. Under these circumstances, it must be held that the termination of the services of Sh. Deegh Ram was not justified and he is entitled to be re-instated with continuity of service and full back wages and I give my award accordingly. No order as to costs.

P. N. THUKRAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak
(Camp at Gurgaon).

No. 1347, dated the 15th December, 1970.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

P. N. THUKRAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak

(Camp at Gurgaon.)

B. L. AHUJA,

Commissioner for Labour and Employment, and Secy.

LABOUR AND EMPLOYMENT DEPARTMENTS

The 24th December, 1970

No. 10016-4Lab-70/37529.—Whereas the Governor of Haryana is satisfied that the public interest requires of declaring the Fire Brigade service specified in the First Schedule to the Industrial Dispute Act, 1947 (Central Act 14 of 1947), operating in the State of Haryana to be a public utility service.

Now, therefore, in exercise of the powers conferred by sub-clause (v) of clause (n) of section 2 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Governor of Haryana hereby declares the Fire Brigade Service in the State of Haryana to be a public utility service for the purposes of the said Act for a period of six months.

B. L. AHUJA,

Commissioner for Labour and Employment, and Secy.